

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

RITA CUMMINGS,)
Plaintiff,)
V.)
MATT WITT, et al.,)
Defendants.)
Civil No. **07-752-MJR**

ORDER

PROUD, Magistrate Judge:

Before the Court is defendants Witt, Wagner, Lawson, Blackorby and the City of Jerseyville's motion to stay discovery pending ruling on their motion to dismiss the amended complaint. (**Doc. 13**).

A review of the record reveals that this case has not been “tracked,” meaning that Judge Reagan has yet to set a trial date and trigger the scheduling and discovery process.

IT IS THEREFORE ORDERED that the subject motion (**Doc. 13**) is **DENIED AS PREMATURE**

IT IS SO ORDERED.

PATED: December 27, 2007

s/ Clifford J. Proud
CLIFFORD J. PROUD
U. S. MAGISTRATE JUDGE